



03-20-02

PATENT

NMP
Box 500

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-1124-A)

Application of:

Mirkin *et al.*

Examiner: TBA

Serial No. 09/998,936

Group Art Unit: 1746

Filed: November 30, 2001

For: Nanoparticles Having Oligonucleotides
Attached Thereto and Uses Therefor

Confirmation No.: 5912

U.S. Patent and Trademark Office
BOX MISSING PARTS
Washington, D.C. 20231

Att: ~~Customer Service Center~~
Initial Patent Examination Division

Sir:

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached

- a. Response to Notice to File Missing Parts dated January 31, 2002
- b. Copy of the Notice to File Missing Parts
- c. Executed Inventors Declaration
- c. Sequence Listing (paper copy and computer readable form on 3.5" diskette)
- d. Return Receipt Postcard

2. With respect to additional fees:

- | | |
|----------|--|
| _____ | A. No additional fee is required. |
| <u>X</u> | B. Attached is a check in the amount of \$65.00. |

3. General Authorization: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.10: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service as "Express Mail Post Office to Addressee", addressed to the Asst. Commissioner for Patents, Washington, D.C. 20231 on this 19 day of March, 2002 under the Express Mail label No. EL904284789US.

Date:

3/15/02

By

Emily Miao
Reg. No. 35,285



#5

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-1124-A)

| | | |
|--|---|------------------------|
| In re Application of: |) | |
| |) | |
| Mirkin <i>et al.</i> |) | Examiner: TBA |
| |) | |
| Serial No. 09/998,936 |) | |
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| Attached Thereto and Uses Therefor |) | |

RESPONSE TO NOTICE TO FILE MISSING PARTS

U.S. Patent and Trademark Office
BOX MISSING PARTS
Washington, D.C. 20231

**Att: Customer Service Center
Initial Patent Examination Division**

Sir:

This is in response to the Notice to File Missing Parts dated January 31, 2002. Attached is an executed Inventors Declaration; a check in the amount of \$65.00; paper copy of a Sequence Listing, and 3.5" diskette containing a computer readable copy of the Sequence Listing in accordance with 37 C.F.R. § 1.821(e). In accordance with 37 C.F.R. §§ 1.821-1.825, the computer readable copy is identical to the paper copy filed with the disclosure of the application and the attached Sequence Listing. No new matter has been added to the application as a result of this submission.

Prompt consideration and entry of this response is respectfully requested.

Respectfully submitted,

Date: _____

3/19/02

By: _____

Emily Miao
Reg. No. 35,285

#4



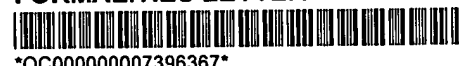
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WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------------|-----------------------|------------------------|
| 09/998,936 | MAR 19 2002 11/30/2001 | Chad A. Mirkin | 00-1124-A |

CONFIRMATION NO. 5912

FORMALITIES LETTER



OC000000007396367

McDonnell Boehnen Hulbert & Berghoff
32nd Floor
300 S. Wacker Drive
Chicago, IL 60606

Date Mailed: 01/31/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

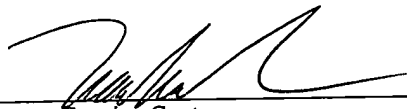
03/22/2002 SFELEKE1 00000090 09998936

01 FC:205

65.00 OP

- For Rules Interpretation, call (703) 308-4216
 - To Purchase PatentIn Software, call (703) 306-2600
 - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov
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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE